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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 CLIFTON DRAPER,

11 Plaintiff,

No. CIV S-05-0481 LKK KJM PS

12 vs.

13 LT. DEP. BILLIPS, et al.,

14 Defendants.

FINDINGS & RECOMMENDATIONS

15 _____/
16 By order filed May 20, 2005, plaintiff's amended complaint was dismissed and
17 thirty days leave to file a second amended complaint was granted. The thirty day period has now
18 expired, and plaintiff has not filed a second amended complaint or otherwise responded to the
19 court's order.

20 Although it appears from the court's docket that plaintiff's copy of the order was
21 returned, plaintiff was properly served. It is the plaintiff's responsibility to keep the court
22 apprised of his current address at all times. As provided by Local Rule 83-182(f), service of
23 documents at the record address of the party is fully effective.

24 IT IS HEREBY RECOMMENDED that this action be dismissed without
25 prejudice. See Local Rule 11-110; Fed. R. Civ. P. 41(b).

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1 These findings and recommendations are submitted to the United States District
2 Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within twenty
3 days after being served with these findings and recommendations, plaintiff may file written
4 objections with the court. The document should be captioned "Objections to Magistrate Judge's
5 Findings and Recommendations." Plaintiff is advised that failure to file objections within the
6 specified time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951
7 F.2d 1153 (9th Cir. 1991).

8 DATED: July 11, 2005.

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12 UNITED STATES MAGISTRATE JUDGE
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